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| APPLICATION NO.                     | FILING DATE  | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-------------------------------------|--|----------------------|---------------------|------------------|
| 10/047,454                          | 01/14/2002   | Victor B. Kley       | 020921-001110US     | 3079             |
| 20350                               | 7590 04/30/2004  |                      | EXAMINER            |                  |
| TOWNSEND AND TOWNSEND AND CREW, LLP |  |                      | LUU, THANH X        |                  |
|                                     | TWO EMBARCADERO CENTER EIGHTH FLOOR SAN FRANCISCO, CA 94111-3834 |                      | ART UNIT            | PAPER NUMBER     |
|                                     |  |                      | 2878                |                  |

DATE MAILED: 04/30/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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|--|--|----------------------------------|----------------------|--|--|--|
| , , , , , , , , , , , , , , , , , , ,  | Application No.  | Applicant(s)                     | <del></del>          |  |  |  |
| Interview Summary  | 10/047,454   | KLEY, VICTOR                     | В.                   |  |  |  |
| morview dummary  | Examiner   | Art Unit                         |                      |  |  |  |
|  | Thanh X Luu  | 2878                             |                      |  |  |  |
| All participants (applicant, applicant's representative, PTO   | personnel):  |                                  |                      |  |  |  |
| (1) <u>Examiner Thanh X Luu</u> .  | (3) Victor Kley.   |                                  |                      |  |  |  |
| (2) <u>David Slone</u> .   | (4)  |                                  |                      |  |  |  |
| Date of Interview: 26 April 2004.  |  |                                  |                      |  |  |  |
| Type: a)⊠ Telephonic b)□ Video Conference c)□ Personal [copy given to: 1)□ applicant   | 2)  applicant's representative   | e]                               |                      |  |  |  |
| Exhibit shown or demonstration conducted: d) Yes If Yes, brief description:  | e)⊠ No.  |                                  |                      |  |  |  |
| Claim(s) discussed: <u>19,29 and 55</u> .  |  |                                  |                      |  |  |  |
| Identification of prior art discussed: <u>Theodore</u> .   |  |                                  |                      |  |  |  |
| Agreement with respect to the claims f)⊠ was reached.  | g) was not reached. h) h   | I/A.                             |                      |  |  |  |
| Substance of Interview including description of the genera reached, or any other comments: <u>Applicant discussed how Applicant further agreed to add language to further disting take Applicant's comments into consideration once a respiratory.</u>                 | v the invention is different from<br>uish the invention from the pric                  | the prior art of re              | <u>ecord.</u>        |  |  |  |
| (A fuller description, if necessary, and a copy of the amendallowable, if available, must be attached. Also, where no allowable is available, a summary thereof must be attached.  | copy of the amendments that w  |                                  |                      |  |  |  |
| THE FORMAL WRITTEN REPLY TO THE LAST OFFICE A<br>INTERVIEW. (See MPEP Section 713.04). If a reply to the<br>GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR<br>FORM, WICHEVER IS LATER, TO FILE A STATEMENT O<br>Summary of Record of Interview requirements on reverse s | e last Office action has already<br>THE MAILING DATE OF THI<br>OF THE SUBSTANCE OF THE | been filed, APP<br>S INTERVIEW S | LICANT IS<br>SUMMARY |  |  |  |
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|  |  |                                  | フ                    |  |  |  |
|  | TANH X.  | LUU<br>MINER                     |                      |  |  |  |

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

Examiner's signature, if required